## **EXHIBIT 2**

OMI Manufacturing Pty Ltd Unit 1, 12 Booran Drive Slacks Creek Queensland 4127 Australia

Phone: + 61-7 3209 3099 Fax: + 61-7 3209 4765

Contact: Mr. Bruce L. Kiehne, Director/Secretary 510(k) Summary

1. Identification of the Device:

Proprietary-Trade Name: PersonnaPlus Safety Scalpel System also known as OMI

Safe Scalpel

Classification Name: Blade: GES, Handle: GDZ Common/Usual Name: Scalpel blade, scalpel handle

This device is Class I but with sharps injury protection feature.

2. Equivalent legally marketed device: K923170 Los Alamos Retractable Knife and Personna Safety Scalpel" K924503

- 3. Indications for Use (intended use) The PersonnaPlus Safety Scalpel System is a surgical safety scalpel intended for use as a cutting device during surgical, pathology and minor medical procedures. It is intended to aid in the protection against accidental injuries during loading, passing, and disposal..
- 4. Description of the Device: The device is a combination scalpel blade and handle incorporating a sharps injury protection feature. There are two product options (1) a totally disposable unit and
  - (2) a metal handle with disposable blade and guard our "reposable" product. The totally disposable unit uses a plastic handle while the reposable product has a stainless steel handle.

5. Safety and Effectiveness, comparison to predicate device:

Device Characteristics	K923170 Los Alamos Retractable Knife	PersonnaPlus Medical Safety Scalpel and Blades
I. I' C		CANT
Indications for use	General surgical use	SAME
Safety feature	Retractable blade	Blade guard retracts
Single use or reusable	Single use only,	Reusable with change of blade and
	disposable.	re-sterilization of handle
Blade size(s)	10, 11, 15	Handle sizes 3, 4
		Blade sizes: 10,11,15,15C, 20, 21, 22,
		23, 24
Blade material	Stainless steel	SAME
Handle material	Plastic	Plastic or Stainless steel
Supplied	Sterile	SAME

6. In all respects, the PersonnaPlus Safety Scalpel System also known as OMI Safe Scalpel are substantially equivalent to one or more scalpels currently marketed in the USA. The scalpels are constructed of identical materials and conform to applicable ISO standards. An added safety feature of a retractable plastic shroud around the blade enhances safety. A successful simulated user study was conducted according to FDA guidance document Supplementary Guidance on Premarket Notifications for Medical Devices with Sharps Injury Prevention Features; Guidance for Industry and FDA Document Issued on: December 31, 2002



SEP 2 3 2003

Food and Drug Administration 9200 Corporate Boulevard Rockville MD 20850

Omi Manufacturing Pty, Limited C/O Mr. George Kreimer Responsible Third Party Official Underwriters Laboratories, Incorporated 333 Pfingsten Road Northbrook, Illinois 60062

Re: K032242

Trade/Device Name: Personna Plus Safety Scalpel System

Regulation Number: 878.4800

Regulation Name: Manual Surgical Instrument for General Use

Regulatory Class: I

Product Code: GES, GDZ Dated: September 4, 2003 Received: September 5, 2003

## Dear Mr. Kreimer:

We have reviewed your Section 510(k) premarket notification of intent to market the device referenced above and have determined the device is substantially equivalent (for the indications for use stated in the enclosure) to legally marketed predicate devices marketed in interstate commerce prior to May 28, 1976, the enactment date of the Medical Device Amendments, or to devices that have been reclassified in accordance with the provisions of the Federal Food, Drug, and Cosmetic Act (Act) that do not require approval of a premarket approval application (PMA). You may, therefore, market the device, subject to the general controls provisions of the Act include requirements for annual registration, listing of devices, good manufacturing practice, labeling, and prohibitions against misbranding and adulteration.

If your device is classified (see above) into either class II (Special Controls) or class III (PMA), it may be subject to such additional controls. Existing major regulations affecting your device can be found in the Code of Federal Regulations, Title 21, Parts 800 to 898. In addition, FDA may publish further announcements concerning your device in the <u>Federal</u> Register.

Please be advised that FDA's issuance of a substantial equivalence determination does not mean that FDA has made a determination that your device complies with other requirements of the Act or any Federal statutes and regulations administered by other Federal agencies. You must comply with all the Act's requirements, including, but not limited to: registration and listing (21 CFR Part 807); labeling (21 CFR Part 801); good manufacturing practice requirements as set forth in the quality systems (QS) regulation (21 CFR Part 820); and if applicable, the electronic product radiation control provisions (Sections 531-542 of the Act); 21 CFR 1000-1050.

This letter will allow you to begin marketing your device as described in your Section 510(k) premarket notification. The FDA finding of substantial equivalence of your device to a legally marketed predicate device results in a classification for your device and thus, permits your device to proceed to the market.

If you desire specific advice for your device on our labeling regulation (21 CFR Part 801), please contact the Office of Compliance at (301) 594-4618. Also, please note the regulation entitled, "Misbranding by reference to premarket notification" (21 CFR Part 807.97). You may obtain other general information on your responsibilities under the Act from the Division of Small Manufacturers, International and Consumer Assistance at its toll-free number (800) 638-2041 or (301) 443-6597 or at its Internet address http://www.fda.gov/cdrh/dsma/dsmamain.html

Sincerely yours,

Susan Runner, DDS, MA

Interim Director

Division of Anesthesiology, General Hospital Infection Control and Dental Devices Office of Device Evaluation Center for Devices and

Radiological Health

Enclosure

k) Indications for Use
510(k) Number
Device Name: PersonnaPlus Safety Scalpel System also known as OMI Safe Scalpel
Indications for Use: The PersonnaPlus Safety Scalpel System is a surgical safety scalpel intended for use as a cutting device during surgical, pathology and minor medical procedures. It is intended to aid in the protection against accidental injuries during loading, passing, and disposal.
Concurrence of CDRH, Office of Device Evaluation (ODE)
Prescription Use OR Over the Counter Use (Per 21 CFR 801.109)
Patricia Cicerite

(Division Sign-Off)
Division of Anesthesiology, General Hospital,
Infection Control, Dental Devices

510(k) Number: <u>K032242</u>

8